

Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 COME-00 DODE-00 DOTE-00 EB-07

FMC-01 INR-07 NSAE-00 CG-00 OFA-01 DLOS-04 STR-04 L-03

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FM AMEMBASSY GUATEMALA

TO SECSTATE WASHDC PRIORITY 7720

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E.O. 11652: N/A

TAGS: EWWT, GT, US

SUBJECT: DELTA/FLOMERCA DISPUTE

REF: STATE 186569

1. GRAFICO AUGUST 8 RAN PROMINENT INSIDE-PAGE STORY HEAD-LINED "FLOMERCA LAWYERS PRESS DEFENSE IN U.S. BEFORE COMPLAINTS OF DELTA AGAINST PROTECTIONIST MAESURES HERE". ARTICLE BASED ON STATEMENT TO PRESS BY FLOMERCA PRESIDENT MARINTEZ DE ROSAL EXPRESSING THANKS FOR DEMONSTRATIONS OF SUPPORT COMPANY HAD RECEIVED FROM GUATEMALAN CONGRESS, SAN CARLOS UNIVERSITY AND NEWSPAPERS. CHOSE TO REVIVE STORY OF DELEGATE FROM PRESIDENT COMING TO GUATEMALA TO INVESTIGATE PROTECTIONISH LAWS HERE.

2. RE QUESTIONS RAISED REFTTEL, FOREIGN MINISTER MOLINA HAS TOLD AMBASSADOR FLOMERCA IS SELF-CONFIDENT, SAYS IT HAS A "GOOD LAWYER" IN THE U.S., AND WANTS NO GOG MOVES AT THIS TIME TO INTRODUCE LEGISLATION OR OTHERWISE SEEK SOLUTION. IN LIGHT OF FLOMERCA ATTITUDE, FOREIGN MINISTER FELT THERE WAS NOTHING MORE HE COULD DO AT PRESENT.

3. WE DO NOT SEE ANY GOG PRESSURES ON FLOMERCA TO RESUME NEGOTIATIONS WITH DELTA NOR ANY WILLINGNESS AT THIS TIME

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ON FLOMERCA'S PART TO MODIFY TERMS OF OFFERED AGREEMENT

WHICH DELTA HAD PREVIOUSLY REJECTED. BOTH SIDES NOW SEEM
CONVINCED THAT PROSECUTION THEIR RESPECTIVE CASES BEFORE
FMC WILL ULTIMATELY SERVE THEIR BEST INTERESTS. BUOYED
PERHAPS BY RECENT FMC APPROVALS OF ASSOCIATION AGREEMENTS
WITH OTHER LINES AND CONFIDENT OF ABILITY U.S. LAWYERS
FOR FLOMERCA AND THESE LINES TO DEFEND INTERESTS BEFORE
FMC, FLOMERCA MAY BELIEVE IT CAN WILL CASE AND FMC WILL
SIMPLY RULE THAT DELTA SHOULD RETURN TO TRYING TO NEGOTIATE
AGREEMENT WITH FLOMERCA, AS OTHER FOREIGN LINES HAVE
SUCCEEDED IN DOING.
MELOY

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